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Attorney for Applicants

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

:

10/628,027

Confirmation No.: 3365

Applicants

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James Smelser

Title

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DOUBLE CORE BRACE

Filed

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July 25, 2003

TC/A.U.

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3637

Examiner

Winnie S. Yip

Docket No.

50000 0400 (

Docket No.

50082.0400 (3460.2.4)

Customer No.

20322

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO SPECIES ELECTION REQUIREMENT

Dear Sir:

This paper is being filed in response to the species election requirement mailed September 20, 2005. The Examiner identified three allegedly distinct species. The species included the following:

- a. Group I, a first embodiment, shown in Figs. 1-4;
- b. Group II, a second embodiment, shown in Fig. 5;
- c. Group III, a third embodiment, shown in Fig. 6.

Applicant respectfully points out that Figure 6 is actually a further view of the first embodiment taken along line 6-6 of Figure 3. Accordingly, it appears that Figure 6 should be considered part of the species of Group I.